IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION No. 3381 of 2007.

Mrs Ranjana Balkrishna Bulbule ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr V. V. Purwant, Advocate for the applicant.

Mr K. V. Saste, A.P.P for the State.

CORAM: V.C. DAGA,J.

DATED: 25TH OCTOBER, 2007.

P.C.:-

1. Heard learned counsel for the applicant and learned APP for the State.

2. Perused the application and material available on record.

3. The applicant is seeking anticipatory bail under Section 438 of the Cr.P.C. in C.R. No. 174 of 2007 registered with Solapur Taluka Police Station, for the offence punishable under Section 306 read with Section 34 of the I.P.C.

4. According to the learned counsel for the applicant, deceased Anil Khataokar had served as a Manager with the father of the present applicant in his establishment namely, "M/s. Natraj Hosiery Center" for the period of about 25 to 30 years. After demise of the father of

the applicant, said Anil Khataokar was taken as active partner in the said business since she did not have knowledge of the business,Anil was allowed to look after entire business. Anil looked after the entire business. The applicant was a sleeping partner. There had been some dispute between the partners with regard to the settlement of the accounts. However, applicant submits that she cannot be held responsible for the suicide committed by Anil Khataokar.

5. Considering the fact that the dispute between them was of civil nature the question is : to what extent the applicant can be held responsible for the suicide committed by Anil. This question would ultimately be decided in full trial. However, as on date nothing incriminating could be found against the applicant. She being a woman would be entitled for special consideration.

6. In the result, in my view, the applicant would be entitled for pre-arrest bail. In the event of her arrest, she be released on bail in connection with C. R.No. 174 of 2007 registered with Solapur Taluka Police Station under Section 306 read with Section 34 of the I.P.C. subject to furnishing a personalbond of Rs. 25,000/- with one local surety in the

like amount on following terms and conditions.

a] The applicant shall report to above Police Station once in a week i.e. on every Saturday between 3.00 to 5.00 p. m. till filing of the charge sheet.

b] Upon filing of the charge sheet she may apply for regular bail before regular court.

c] The applicant shall not, directly or indirectly, make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with the prosecution evidence.

d] The applicant shall co-operate with the Investigating Agency in investigation.

e] Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

f] Breach of any of the above conditions may result in cancellation of this order.

7. Application is disposed of in above terms.

(V.C. DAGA,J.)